

HONORABLE JAMAL N. WHITEHEAD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VALVE CORPORATION,

Petitioner,

v.

ABBRUZZESE et. al.,

Respondents.

No. 2:24-cv-1717-JNW

**VALVE CORPORATION'S LCR 7(l)
NOTICE OF WITHDRAWAL OF
PETITION AS TO RESPONDENT
LUKE NINEMIRE**

Valve Corporation ("Valve") respectfully submits this notice of withdrawal of the Petition to Enjoin Arbitrations (the "Petition," Dkt. 1) brought under the Federal Arbitration Act (the "FAA"), 9 U.S.C. § 4, without prejudice with respect to Respondent Luke Ninemire.¹ Valve learned Mr. Ninemire is a service member on active duty deployed overseas. Valve has no desire to be in active litigation with a deployed service member. The withdrawal of the Petition as to Mr. Ninemire moots Mr. Ninemire's motion filed on November 14, 2024, to stay the proceedings under the Servicemembers Civil Relief Act, 50 U.S.C. § 3932 (Dkt. 20).

¹ See *Moses H. Cone Mem'l Hosp. v. Mercury Constr. Corp.*, 460 U.S. 1, 22 n.26 (1983) (petition for an order under Section 4 of the FAA "was properly treated procedurally as a motion"); L.R.Civ.P. 7(l) ("A moving party may withdraw its own pending motion by filing a Notice to Withdraw Pending Motion.").

DATED this 15th day of November 2024.

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